PETER R. EHRHARDT Friedman, Rubin & White 215 Fidalgo Ave., Ste. 203 Kenai, AK 99611 Phone: (907)283-2876 Fax: (907)283-2896

Attorney for Plaintiff

ehrhardt@kenai.com

## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ALASKA

JOEL WALLENDER,	)Case No.: Case No. 3:05-cv-263-JKS
Plaintiff,	
vs.	}
UNITED STATES OF AMERICA,	)
Defendant.	)

## AFFIDAVIT OF PETER R. EHRHARDT

AFFIANT, being first duly sworn on oath, declares and says:

1. My name is Peter R. Ehrhardt. I am an attorney representing Joel Wallender in regard to the above-captioned matter. I am personally familiar with the subject matter of this litigation and have personal knowledge of the facts stated in this affidavit.

2. Attached as Exhibit 1 to this affidavit is a true and correct copy of an email I received from Assistant United States Attorney Susan Lindquist on February 13, 2007.

FURTHER YOUR AFFIANT SAYETH NAUGHT.

PETER Ŕ. EHRHARDT - ABA 8006016

SUBSCRIBED AND SWORN TO before me this

day of March. 2007.

STATE OF ALASKA NOTARY PUBLIC Ramona Z. Trujillo My Commission Expires Aug. 21, 2008